

**The Regular Meeting of the
Brian Head Town Council
Town Hall Council Chambers
56 N. Hwy 143, Brian Head, UT 84719
TUESDAY, APRIL 9, 2013 @ 1:00 PM**

Roll Call.

Members Present: Mayor H.C. Deutschlander, Council Member Larry Freeberg, Council Member Linda Ames, Council Member Clayton Calloway, Council Member Jim Ortler (arrived at 1:05 pm)

Staff Present: Nancy Leigh, Tom Stratton, Wendy Dowland, Cecilia Johnson, Chet Hovey (Town Engineer), Cody Deeter (Financial Advisor).

A. CALL TO ORDER

Mayor Deutschlander called the regular meeting of the Brian Head Town Council to order at 1:00 pm

B. PLEDGE OF ALLEGIANCE

Mayor Deutschlander led the Council and others in the Pledge of Allegiance.

C. DISCLOSURES

There were no conflicts of interest with today's agenda items. Mayor Deutschlander stated that the disclosure statements are on file at the Town Clerk's office for public inspection during normal business hours.

D. APPROVAL OF THE MINUTES:

1. March 22, 2013 Town Council Meeting.

Motion: Council Member Ames moved to approve the March 22, 2013 Town Council minutes. Council Member Freeberg seconded the motion.

Action: **Motion carried 3-0-0 (summary: Yes = 3 Vote: Yes: Mayor Deutschlander, Council Member Freeberg, Council Member Ames, Absent: Council Member Ortler).**

2. March 25, 2013 Town Council Meeting

Motion: Council Member Ortler moved to approve the March 25, 2013 Town Council minutes. Council Member Freeberg seconded the motion.

Action: **Motion carried 4-0-0 (summary: Yes = 4 Vote: Yes: Mayor Deutschlander, Council Member Freeberg, Council Member Ortler, Council Member Ames).**

3. March 26, 2013 Town Council Meeting

Motion: Council Member Ames moved to approve the March 26, 2013 Town Council minutes. Council Member Freeberg seconded the motion.

Action: **Motion carried 4-0-0 (summary: Yes = 4 Vote: Yes: Mayor Deutschlander, Council Member Freeberg, Council Member Ortler, Council Member Ames).**

4. March 30, 2013 Town Council Meeting

Motion: Council Member Ames moved to approve the March 30, 2013 Town Council minutes. Council Member Freeberg seconded the motion.

Action: **Motion carried 4-0-0 (summary: Yes = 4 Vote: Yes: Mayor Deutschlander, Council Member Freeberg, Council Member Ortler, Council Member Ames).**

E. PUBLIC INPUT/ REPORTS (Limited to three (3) minutes) Non-Agenda Items

Nancy Leigh, Town Clerk, encouraged the Council to attend the State Auditor's annual Special Service District training held in St. George on April 11, 2013 @ 6:00 p.m. The training will also be made available on the State Auditor's website for those who are unable to attend the St. George training.

Mayor Deutschlander

1. Received a Thank You note from Bryce Haderlie thanking the Council for the opportunity of working together for many years.
2. On Saturday, April 14, 2013 at 9:00 am there will be a training on communications and working without electricity. The Emergency Planners in Cedar City will be presenting the training.
3. Recognized Tom Stratton, Public Works Director, on achieving his ERM certification. This program is presented by Utah Local Governments Trust to certify employees in safety and risk liability issues. Several town staff has already achieved their certification, while others are currently attending the required training to become certified. The benefit to this is the town's insurance premiums will reduce.

Council Member Ames thanked the Public Works Department for the snow removal services on Hunter Ridge Road.

Council Member Freeberg also thanked the Public Works department for their efforts in clearing the road near his home.

Tom Stratton, Public Works Director

1. Mayor Deutschlander and he attended the quarterly sewer meeting with Parowan City. The upcoming budget was the topic of discussion in which the town contributes to the operation and maintenance (O&M) of the sewer system. The town's portion has reduced from 31% to 26% of Parowan's O&M budget which is attributed to the repair of leaks the town has been addressing over the past year.

Dan Benson, Public Safety Director,

1. Deputy Burton, CPR Certified Instructor, has been conducting CPR training for the town employees along with the volunteer firefighters, who are now CPR certified.
2. The town held a surplus sale in order to sell the old 1986 ambulance. Brian Head Resort purchased the ambulance as the only bid submitted.

F. AGENDA TOPICS:**1. TOWN COUNCIL MEMBER INTERVIEWS.** Interviews for the Mid-Term Vacancy Council seat.

Mayor Deutschlander explained that Council Member Schwob submitted his resignation for the Town Council, effective April 1, 2013. The staff has advertised a mid-term vacancy for his seat which must be filled within 30 days. Nancy Leigh, Town Clerk, has received one letter of interest from Clayton Calloway (see attached letter). Mayor Deutschlander then opened the floor to Council for an interview of Mr. Calloway.

Council Member Ortler inquired as to why Mr. Calloway is interested serving as a Council Member. Mr. Calloway responded he is concerned about where the town is going and the changes that are happening in Brian Head.

Council Member Ames thanked Mr. Calloway for his interest in local government and noted that he has been attending the Council meetings for some time when there doesn't seem to be a great deal of interest from the public.

Council Member Freeberg concurred and commented that Mr. Calloway also showed up for the annual budget retreat and he believes it is an admiral trait.

G. CLOSED SESSION OF THE TOWN COUNCIL. To discuss the character, professional competence, or physical or mental health of an individual.

The Council determined a closed session was not necessary.

2. APPOINTMENT OF TOWN COUNCIL MEMBER. The appointment of a new member to the Town Council

Motion: Council Member Freeberg moved to appoint Clayton Calloway to the Town Council for the remaining term of Council Member's Schwob's seat, December 31, 2013. Council Member Ames seconded the motion.

Action: **Motion carried 4-0-0 (summary: Yes = 4 Vote: Yes: Mayor Deutschlander, Council Member Freeberg, Council Member Ortler, Council Member Ames).**

Clayton Calloway was then sworn in by the Town Clerk and proceeded to take his Council seat as a Town Council Member.

3. APPOINTMENT OF TOWN MANAGER. Town Manager appointment

Mayor Deutschlander explained the town has been interviewing and screening potential applicants for the Town Manager position. The town received 35 applications for the position and after a challenging effort; the Council believes they have chosen the most qualified person for the position, Bret Howser from Park City.

Motion: Council Member Ortler moved to appoint Bret Howser as the Town Manager effective April 30, 2013. Council Member Ames seconded the motion.

Action: **Motion carried 5-0-0 (summary: Yes = 5 Vote: Yes:** Mayor Deutschlander, Council Member Freeberg, Council Member Ortler, Council Member Ames, Council Member Calloway).

Mayor Deutschlander gave a brief history of Mr. Howser's experience in Park City; Mr. Howser has resort town experience and the Council believes he will be a good fit for the town. Council Member Ames went on to report that Mr. Howser also has a great deal of background in economic development and budgeting processes. Mr. Howser has agreed to attend the town's budget retreat.

4. TOUR OF UTAH EVENT FUNDING REQUEST. Bryon Linford, Cedar City Event Coordinator. A request for funds towards the Tour of Utah Bike event.

Mayor Deutschlander introduced Byron Linford, Cedar City Event Coordinator, who is coordinating the Tour of Utah bike event in Southern Utah this year. Mr. Linford gave a presentation of the Tour of Utah and the potential economic impact this event will have not only in Brian Head, but in Southern Utah altogether. Mr. Linford requested the \$5,000 as Brian Head's portion of costs for seven individuals to travel to the Tour of California and Tour of Colorado in order to promote the Tour of Utah event.

Mr. Linford identified some key benefits from hosting this event:

1. The Tour of Utah is the third most significant cycling race in America. The Tour of California is first and Tour of Colorado is second.
2. It is the fastest growing event in the United States.
3. Brian Head will be the start and the racers will finish in Park City. Brian Head will be the overall start for a six stage race.
4. The event will be August 6, 2013.
5. The event will be broadcast to over 80 million households in Europe and United States.
6. There will be two helicopters, six motor vehicles with cameras.
7. One of the main focuses will be to bring the people to the event and post event.
8. Metalist Sports has encouraged us to market outside of Utah.
9. Cedar City, Panguitch, Torrey, Iron County Tourism, Brian Head are partnering up on the costs and he is currently working with Brian Head Resort to also participate. These costs are for booth space and accommodations for individuals to travel to the Tour of California and Colorado promoting the Tour of Utah.
10. Cedar Breaks Lodge and DoubleTree Hilton are also contributing by providing accommodations for this event.

The Council held discussion on the following items:

1. Inquired if the fund request is needed at this time or can be identified in the 2014 budget which begins July 1, 2013. Mr. Linford explained he would be willing to work with the town.
2. Council Member Ortler inquired if there would be other requests for funds from the Tour of Utah and what are the expectations from the town. Tom Stratton, Public Works Director, explained that several expenditures are being addressed by the committee and will present a proposal to the Council during the budget retreat.
3. One significant expense seems to be the porta potties which the town will need to provide for the event.
4. Council Member Ortler explained he is expecting a noticeable bump in revenue in sales taxes due to a profitable winter for many of the businesses.

Motion: Council Member Ortler moved to approve \$5,000.00 for the Tour of Utah to be identified in the current budget year 2012-2013. Council Member Freeberg seconded the motion.

Council Member Ortler commented this event is "mind boggling" in the amount of exposure and numbers that are being presented for economic development and will put Brian Head on the map.

Action: **Motion carried 4-0-1 (summary: Yes = 4, No = 0, Abstain = 1 Vote: Yes:** Mayor Deutschlander, Council Member Freeberg, Council Member Ortler, Council Member Ames. **Abstain:** Council Member Calloway).

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3 **5. PUBLIC HEARING FOR COMMUNITY IMPACT BOARD PROJECT OF BRIAN HEAD**
4 **RESTORATION RESERVOIR PROJECT.**

5 A public hearing on the Community Impact Board proposed project, Brian
6 Head Restoration Reservoir.

7 **Motion:** Council Member Ortler moved to open the public hearing. Council Member Ames seconded the motion.
8 **Action:** **Motion carried 5-0-0 (summary: Yes = 5 Vote: Yes: Mayor Deutschlander, Council Member Freeberg,**
9 **Council Member Ortler, Council Member Ames, Council Member Calloway).**

10
11 Mayor Deutschlander opened the public hearing to receive input on the Brian Head Restoration Reservoir project at 1:53 pm.

12
13 **Tom Stratton**, Public Works Director gave a history and explanation of the proposed project in which the town is seeking CIB
14 funds. Funds from the Brian Head Redevelopment Agency and USDA will also be used towards the funding of the project. The
15 combined amount of the RDA and USDA funds total 1.3 million dollars.

16
17 **Chet Hovey**, Town Engineer, explained that the savings are unknown at this time until the town adjusts the contract. A portion
18 will be paid with RDA funds (\$600,000) and staff hasn't addressed using the USDA funds (\$800,000).

19
20 **Cody Deeter**, Financial Advisor, explained that CIB is the purchaser of the bonds from the bond election that was held in
21 November 2012.

22
23 **Council Member Ames** inquired as to the difference between the CIB loan for the Public Safety Building and this loan. Mr.
24 Deeter explained with the CIB loan; the savings can come off the end of the loan. Council Member Ames inquired if the town
25 were paying on the 2.6 million dollars for the CIB loan and paying fewer payments at the end of the loan, then the loan be paid
26 back quicker, but it would be higher as if you are paying for the 2.6 million dollar loan. Mr. Deeter responded that once the bonds
27 are issued, then yes it would be.

28
29 **Council Member Ortler** commented as the town gets closer to knowing what the real number is then the town will have the
30 ability to reduce the number. Mr. Stratton responded that the earliest the loan can be funded is July, 2013. **Council Member**
31 **Ames** inquired if the town will have a better number before signing for the loan. Mr. Stratton responded that staff reduced the
32 amount by \$588,000 off the top earlier today.

33
34 **Chet Hovey, Town Engineer**, explained the application will be sent to Mr. Gary Zabriski for his review and who will provide
35 comments back to the town to implement into its final format which will be submitted to CIB for this consideration.

36
37 **Council Member Freeberg** commented that based on a 2.2 million dollar at 1.5% interest for thirty years, the annual payment
38 would be \$108,000. Mr. Deeter reported the taxpayers of the Special Service District approved the funding.

39
40 **Mayor Deutschlander** explained that the RDA and USDA funds will also be used. Mayor Deutschlander went on to explain there
41 the plans have already been completed.

42
43 **Council Member Ortler** commented the town was required to spend the loan portion of the USDA first and are now in the grant
44 portion in which there is \$800,000 which can be used for the project. Council Member Ortler also reported that staff is looking at
45 a grant for the fish hatchery.

46
47 **Mac Hatch**, Panguitch City resident, commented he is in support of the project and believes it is good for the community. Mr.
48 Hatch inquired if there is 2.6 million dollars that was bonded for and the town has \$800,000 in USDA grant funds, then what is
49 the potential future of the total price for the reservoir? **Mr. Stratton** responded that would be up to the Council. **Mr. Hovey**
50 responded that the taxpayers voted to bond 2.6 million dollars which did not include the USDA or the RDA funds. **Council**
51 **Member Ames** stated the maximum amount was up to 2.6 million dollars authorized and there is no requirement of the Council
52 to take the entire amount.

53
54 **Council Member Ortler** commented it is not the intent of the Council to use the 2.6 million from the issuance of the GO bonds,
55 \$800,000 from USDA and \$600,000 from the RDA for a combined total of four million dollars for this project. The Council
56 wants to borrow as little as possible for this project and the Council does not want to raise taxes in Brian Head. Council Member
57 Ames reported the Council has reduced the property taxes by five percent in the past two years.

Burke Wilkerson, Brian Head Resort, commented he is in favor of the project and thinks it a good addition to the town and good for recreational opportunities. Mr. Wilkerson went on to state he believes the Interconnect project was the biggest project built in the town. Mr. Wilkerson inquired how much did the town believe they may have to spend on a well (Bearflat Well) when the Resort was also going to put a well in the canyon and their costs were significantly lower than the town's. **Mr. Stratton** responded the cost was 1.2 million. **Mr. Hovey** explained that USDA has a limited the contingency to one million dollars. Mr. Wilkerson went on to inquire if the town has \$800,000 from the USDA, and if the town does not use the funds for this reservoir project, then what would the town use those funds for? Council Member Ortler responded that there are other water improvement projects.

Mr. Wilkerson explained there were earlier discussions with the Resort about enlarging the reservoir and he would like to know what the current status of that discussion is. Mr. Stratton responded that it hasn't been determined yet and would be based on the Resort's permission for the property. Mr. Wilkerson inquired what Parowan Irrigation Company's requirement was on the size of the reservoir. Mr. Stratton explained the town has signed an agreement with Parowan Irrigation Company and their requirements have been met as to the reservoir project. There will be 45 acre feet of water stored in the reservoir and the town has the ability to move 109 acre feet up the mountain. The Town currently owns 400 acre feet and will have the option to lease the water out.

Council Member Freeberg inquired if the town were to increase the surface area by 10% then would the cost of the project increase 10%? Mr. Hovey explained it comes down to where the dirt will be moved to. The town is currently in negotiations with Utah Department of Transportation (UDOT) right now to actively pursue avenues in putting the dirt down in locations along the highway. Mr. Stratton explained the cost would increase if the size of the reservoir increases.

Motion: Council Member Freeberg moved to close the public hearing. Council Member Ortler seconded the motion.

Action: **Motion carried 5-0-0 (summary: Yes = 5 Vote: Yes: Mayor Deutschlander, Council Member Freeberg, Council Member Ortler, Council Member Ames, Council Member Calloway).**

The public hearing was closed at 2:25 pm.

6. **COMMUNITY IMPACT BOARD (CIB) RESTORATION RESERVOIR PROJECT APPROVAL OF GRANT APPLICATION.** Approval to submit the CIB application for the Brian Head Restoration Reservoir project for funding.

Tom Stratton, Public Works Director requested the Council authorize the Mayor to sign the Community Impact Board (CIB) application for funding request of the reservoir project. Mayor Deutschlander explained the name of the reservoir project has been changed to a restoration reservoir project. Mayor Deutschlander also inquired as to the status of grant funding from NRCS. Mr. Hovey explained that NRCS does not have any grant funds available at this time since they are directing their funding towards the communities in which the hurricane hit this year. There may be a possibility to submit for funding next spring.

Motion: Council Member Ortler moved to approve the submission of the Community Impact Board loan application in the amount of \$2,600,000 and authorize the Mayor to sign the application. Council Member Ames seconded the motion.

Action: **Motion carried 5-0-0 (summary: Yes = 5 Vote: Yes: Mayor Deutschlander, Council Member Freeberg, Council Member Ortler, Council Member Ames, Council Member Calloway).**

7. **BID AWARD FOR THE BRIAN HEAD RESTORATION RESERVOIR PROJECT.** Bid award for the construction of the Restoration Reservoir Project.

Tom Stratton, Public Works Director, submitted the bid tabulation for the Brian Head Restoration Reservoir project (see attached). Tom recommended the Council award the bid for the project to JP Excavating in the amount of \$2,846, 575.

Motion: Council Member Ortler moved to award the bid for the Brian Head Restoration Reservoir Project in the amount of \$2,846,575 as recommended. Council Member Ames seconded the motion.

Discussion was held regarding whether the town should wait until there is more information on the costs for this project. Tom explained that the bid is based on quantities and the town can change the quantities. Council Member Calloway inquired about a credit owed to the town from JP Excavating and whether the town has the ability to use that credit on this project. Tom responded the town does have the ability to use that credit, but it would be the Council's decision.

Council Member Ortler inquired how much of the estimated quantities of dirt are going along highway 143. Chet responded that item #13 in the spreadsheet presented to the Council identifies the estimated quantities. There will be on-site inspections, surveying and counting truck loads to verify the yardage charged.

Action: Motion carried 5-0-0 (summary: Yes = 5 Vote: Yes: Mayor Deutschlander, Council Member Freeberg, Council Member Ortler, Council Member Ames, Council Member Calloway).

8. WASTEWATER CAPITAL FACILITIES PLAN DISCUSSION. A discussion on the proposed Wastewater Capital Facilities Plan.

Tom Stratton, Public Works Director, distributed the proposed Sewer Capital Facility Plan (see attached). Tom explained staff is seeking the Council's approval on the projects in order to move forward in adopting the Capital Facilities Plan.

The following discussions were held on the proposed plan:

1. If the town should investigate the possibility of moving the sewer treatment plan further down the canyon so that a lift station would not be necessary. Staff will look at other options for locating the treatment plant down the canyon since the majority of land is owned by the Mitchells who have identified their property as wildlife protection property.
2. Whether debris in the manholes is normal maintenance or if it should be identified in the plan. Tom explained there are several manholes which need to be resealed and relined due to their age and he does not have the manpower to complete the project.
3. Discussion on three projects in which two of the projects would not need to be constructed if the treatment plant were constructed: 1) treatment plant; 2) expansion of the sewer lagoons; 3) replacement of the main sewer trunk line going down the canyon.
4. The projects identified in the proposed plan are not prioritized for funding priority. Some projects will require two to three years for funding and several approvals from other agencies.
5. An inventory of the town's sewer lines were completed several years ago and may need to be updated.
6. A 1998 sewer capital facility plan identified the replacement of the entire sewer trunk line going down the canyon to Parowan was needed. The pipe has held up better than anticipated, but the town staff faces some challenges with the aging line.
7. Cody Deeter, Financial Advisor, presented options to the Council for funding of the plan. Mr. Deeter also recommended the Council consider a three percent (3%) rate increase annually.
8. The Special Assessment Area for sewer is identified in the plan, but the property owners are responsible to pay for improvements. If this project is identified in the plan then staff will look at options to identify some type of counter revenue of assessment against it.
9. USDA requires a Capital Facilities Plan identifying projects which can be considered for funding.
10. Projects from #5 and down are mirrored after the water projects.
11. The town currently has an agreement with Parowan in which the town pays 40% of the bond payment and has 17 remaining payments. The town may have the option to sell or lease the town's portion of the sewer line back to Parowan once the treatment plant is operational.
12. Mr. Deeter will remodel the costs of the projects according to the Council's recommendations.
13. The plan identifies one new connection per year for growth and if the Council should take into consideration another building boom.
14. Staff will implement the changes and present to Council at a later date.

9. DISCUSSION ON TOWN FINANCES - POTENTIAL REVENUE SOURCES AND FUNDING OPTIONS. 2007 GO Bond Refinance update; Potential tax revenue options; funding for the Restoration Reservoir Project.

Council Member Ortler explained Council requested the town's financial advisors review the town's taxes to determine if the town has the ability to identify potential new revenue sources. They were also charged with the task of refinancing the 2007 GO Bond and researching options for funding of the reservoir project Mr. Cody Deeter, Lewis, Young & Burningham, is here to present his information to the Council.

Cody Deeter, Financial Advisor, presented information on the following three items the Council directed them to review:

1. The 2007 GO Bond refunding.
2. Funding options for the Brian Head Restoration Reservoir Project.
3. Additional revenue ideas.

2007 GO Bond Refunding Update.

Mr. Deeter explained that Wells Fargo Bank approached them and announced they were interested in refinancing the 2007 GO Bonds, but has since then pulled out of the offer. Some of the feedback they received is from when the town turned the summit property back to the bank (Wells Fargo). Lewis, Young & Burningham have since sent out a term sheet for Brian Head to several potential investors and have received a negative response due to the Interconnect Bridget not being an essential service. Also, the assessed values have also decreased in the past few years.

Brian Head Restoration Reservoir Project Funding:

The town has applied for funding through the Community Impact Board (CIB). There may be a concern for funding in the interim. Mayor Deutschlander updated Mr. Deeter on the status of the CIB application in which the town may be able to receive funding by July 2013. During the interim period the town has the option to use \$800,000 from the USDA grant and \$600,000 from the Redevelopment Agency.

Additional Revenue Options:

The town has an ability to impose the following taxes: 1) The Municipal Transient Room Tax of 1% 2) with an additional 0.5% which must be used to repay debt. Currently the County charges 4.25 for a Transient Room Tax. 3) Local option tax. They will need to further research the local option tax and report back to the Council.

Consensus of the Council: Staff will move forward on implementing the 1% Municipal Transient Room Tax and complete further research on the 0.5% Municipal Transient Room Tax.

10. USDA PARTIAL PAY REQUESTS FOR MARCH, 2013. Partial pay requests for USDA projects for March, 2013.

Chet Hovey, Town Engineer, presented the following USDA partial pay requests for March 2013:

- **Admin Partial Pay Request #43 in the amount of \$45,158.12.**

Motion: Council Member Freeberg moved to approve Admin partial pay request #43 in the amount of \$45,158.12 as presented. Council Member Ortler seconded the motion.

Action: **Motion carried 5-0-0 (summary: Yes = 5 Vote: Yes: Mayor Deutschlander, Council Member Freeberg, Council Member Ortler, Council Member Ames, Council Member Calloway).**

- **Bearflat Well Construction, Contractor Carter Enterprises, Partial Pay Request #12 in the amount of \$131,719.64 (see attached).**

Motion: Council Member Ames moved to approve the Bearflat Well Construction, Contractor Carter Enterprises partial pay request #12 in the amount of \$131,719.64. Council Member Calloway seconded the motion.

Action: **Motion carried 5-0-0 (summary: Yes = 5 Vote: Yes: Mayor Deutschlander, Council Member Freeberg, Council Member Ortler, Council Member Ames, Council Member Calloway).**

11. WATER CODE ORDINANCE AMENDMENT. An amendment to the Water Code Ordinance.

Tom Stratton, Public Works Director, presented a draft ordinance amending the Water Code Ordinance to allow the Public Works Director the discretion of waiving or adjusting water fees due to a leak that was beyond the control of the property owner (see attached). Tom explained that during the last Council meeting, Council directed staff to present options for the effective date. Staff presented three options for Council to consider: 1) immediately upon the majority vote of the Council. 2) July 1, 2012. 3) When the meter read was implemented in 2010.

Motion: Council Member Ortler moved to adopt Ordinance No. 13-001, an ordinance amending the Brian Head Water Code Ordinance with an effective date of 30 days after date of publication. Council Member Ames seconded the motion.

Action: **Motion carried 4-0-1, roll call vote (summary: Yes = 4, No = 0, Abstain = 1 Vote: Yes: Mayor Deutschlander, Council Member Freeberg, Council Member Ortler, Council Member Ames. Abstain: Council Member Calloway).**

APPROVED MAY 14, 2013

12. BRIAN HEAD TREE COMMISSION BOARD MEMBER APPOINTMENT. Appointment of a board member to the Brian Head Tree Commission.

Cecilia Johnson, Town Treasurer, reported the Tree Commission met on March 27th and recommended Brenda Cunningham as a Board Member replacing Betty Phelan who resigned from the Tree Commission.

Motion: Council Member Freeberg moved to appoint Brenda Cunningham to the Brian Head Tree Commission as a Board Member. Council Member Ames seconded the motion.

Action: **Motion carried 5-0-0 (summary: Yes = 5 Vote: Yes:** Mayor Deutschlander, Council Member Freeberg, Council Member Ortler, Council Member Ames, Council Member Calloway).

13. 2013 BRIAN HEAD ARBOR DAY PROCLAMATION. Brian Head Arbor Day for 2013.

Cecilia Johnson, Town Treasurer, reported the Tree Commission recommended June 5, 2013 for Brian Head Arbor Day in conjunction with the annual clean-up day. As part of the Arbor Day celebration the Commission will plant 12 Blue Spruce trees along the rock wall of the ATV trail.

Motion: Council Member Ames moved to authorize the Mayor to sign a proclamation declaring June 5, 2013 as Brian Head Arbor Day. Council Member Ortler seconded the motion.

Council Member Freeberg inquired as to identifying an Arbor Day each year. Cecilia explained that the Tree Commission was created so that the town would become a Tree City USA and as part of Tree City USA there is a day set aside to plant a tree.

Action: **Motion carried 5-0-0 (summary: Yes = 5 Vote: Yes:** Mayor Deutschlander, Council Member Freeberg, Council Member Ortler, Council Member Ames, Council Member Calloway).

H. ADJOURNMENT

Motion: Council Member Ames moved to adjourn the regular meeting of the Brian Head Town Council for April 9, 2013. Council Member Freeberg seconded the motion.

Action: **Motion carried 5-0-0 (summary: Yes = 5 Vote: Yes:** Mayor Deutschlander, Council Member Freeberg, Council Member Ortler, Council Member Ames, Council Member Calloway).

The regular meeting of the Brian Head Town Council was adjourned at 4:10 pm for April 9, 2013.

May 14, 2013

Date Approved

Nancy Leigh, Town Clerk